

**MICHAEL J. SULLIVAN (SBN 264695)**  
**LAW OFFICE OF MICHAEL J. SULLIVAN**  
 111 N. Market St., Suite 300  
 San Jose, CA 95113  
 Telephone: (408) 628-8882  
 Facsimile: (408) 625-1148  
 E-mail: [msullivan@mikesullivanlaw.com](mailto:msullivan@mikesullivanlaw.com)

Attorney for Plaintiff  
FOUNTAIN, INC.

Robert T. Cruzen (Cal. Bar No. 203658)  
rob.cruzen@klarquist.com  
KLARQUIST SPARKMAN, LLP  
121 S.W. Salmon Street, Suite 1600  
Portland, Oregon 97204  
Telephone: 503-595-5300  
Facsimile: 503-595-5301

Counsel for Defendant  
AMAZON.COM, INC.

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

FOUNTAIN, INC., a California corporation,

Plaintiff,

VS.

AMAZON.COM, INC., *et al.*,

Defendants.

CASE NO. 5:15-CV-05589-NC

**JOINT STIPULATION AND ORDER  
REGARDING DISMISSAL OF  
DEFENDANT AMAZON.COM, INC.**

The parties, by and through their respective counsel hereby stipulate to the voluntary dismissal with prejudice of Defendant Amazon.com, Inc. from the Complaint filed on

December 7, 2015. Defendant Amazon.com, Inc. consents to proceed before Magistrate Nathanael Cousins. The parties shall bear their own attorneys' fees and costs.

IT IS STIPULATED AND AGREED that this matter be dismissed with prejudice as set forth above only as to Defendant Amazon.com, Inc.

Respectfully submitted,

DATED: January 25, 2016

/s/Michael J. Sullivan  
Michael J. Sullivan (SBN 264695)  
LAW OFFICE OF MICHAEL J. SULLIVAN  
111 N. Market St., Suite 300  
San Jose, CA 95113  
Telephone: (408) 628-8882  
Facsimile: (408) 625-1148  
E-mail: msullivan@mikesullivanlaw.com

Attorney for Plaintiff  
FOUNTAIN, INC.

DATED: January 25, 2016

/s/Robert T. Cruzen  
Robert T. Cruzen (Cal. Bar No. 203658)  
rob.cruzen@klarquist.com  
KLARQUIST SPARKMAN, LLP  
121 S.W. Salmon Street, Suite 1600  
Portland, Oregon 97204  
Telephone: 503-595-5300  
Facsimile: 503-595-5301

Counsel for Defendant  
AMAZON.COM, INC.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Date: January 25, 2016

\_\_\_\_\_  
THE HONORABLE NATHANAEL M. COUSINS

